# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/539,428 Confirmation No. 1088

Applicants : Marko Ramisch

Pietro d'Erasmo

Filed: January 30, 2006

Group Art Unit : 1795

Examiner : Bruce F. Bell Docket No. : P/4712-4

Title : Pressure Electrolyser and Cell Frame for Said Electrolyser

Attention: Office of Petitions

**Mail Stop Petition** 

Commissioner for Patents

PO Box 1450

Alexandria, Virginia 22313-1450

# PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Sir:

The above-identified application became abandoned for failure to timely pay the issue fee and publication fee in reply to a Notice of Allowance and Fee(s) Due mailed on March 13, 2009. Applicants hereby petition for revival of this application.

A grantable petition for revival of an application that has been unintentionally abandoned, under 37 C.F.R. § 1.37(b), requires the following items: (1) Reply; (2) Petition Fee; (3) Statement that the entire time delay was unintentional; and (4) Terminal Disclaimer with disclaimer fee if the patent application was filed before June 8, 1995.

### 1. Reply

Concurrently herewith, payment of the Issue Fee and Publication Fee is made along with the submission of the completed Part B - Fee(s) Transmittal in connection with the above-reference application.

## 2. Petition fee

Applicants submit herewith payment of the petition fee of \$1,620.00, as set forth in 37 C.F.R. § 1.17(m).

#### 3. Statement

The entire delay in filing the required reply and payment of the issue fee, from the due date of the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b), was unintentional.

# 4. Terminal disclaimer

Since this utility application was filed after June 8, 1995, no terminal disclaimer is required.

#### Conclusion

As described above, all the items required under 37 C.F.R. § 1.137(b) have been fulfilled. Therefore, Applicants request revival of the abandoned application.

The Notice of Allowance and Fee(s) Due required a total payment of \$1810 for the issue fee (\$1510) and publication fee (\$300) and completion and return of Part B - Fee(s) Transmittal. Applicants file concurrently herewith, the completed Part B - Fee(s) Transmittal and submit payment of \$1810.

Applicants respectfully request issuance of this application.

Respectfully submitted,

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Date: June 16, 2009 Wolff & Samson PC One Boland Drive West Orange, NJ 07052